



**REGULAR MEETING OF THE CITY COUNCIL AND THE CITY COUNCIL SERVING AS THE
SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY BOARD**

**CLOSED SESSION MEETING BEGINS AT 4:00 p.m.
IN THE CITY HALL STUDY SESSION ROOM
68700 Avenida Lalo Guerrero
Cathedral City, CA 92234**

AND

**Council Member Greg Pettis will participate via telecom from:
Reagan National Airport, Washington, DC
For the portion of the
CLOSED SESSION MEETING ONLY**

WEDNESDAY, JANUARY 9, 2013

**Closed Session at 4:00 p.m., followed by Study Session at approximately 5:30 p.m. or at
such time as the City Council completes the Closed Session Agenda
and Regular Meeting at 6:30 p.m. in Third Floor Council Chambers**

CALL TO ORDER

ROLL CALL

- a) Roll call of City Council Members
- b) Action to excuse absent City Council Board Member(s)

CLOSED SESSION PUBLIC COMMENTS

*At this time, members of the public may address the City Council on any matter that is listed on this Closed Session agenda. Unless additional time is authorized by the City Council, **remarks shall be limited to three minutes.***

*In response to any public comment on an item or matter **on this Closed Session agenda**, pursuant to Government Code Section 54954.2, members of the City Council may only: **1)** respond briefly to statements made or questions posed by the public; **2)** ask a question for clarification; **3)** make a brief report on his or her own activities; **4)** provide a reference to staff or other resources for factual information; **5)** request staff to report back to the City Council at a subsequent meeting concerning any matter raised by the public; or, **6)** direct staff to place a matter of business on a future agenda. (California Government Code Section 54954).*

SUMMARY OF CLOSED SESSION ITEMS

City Attorney will read a summary of Closed Session items into the record.

AGENDA APPROVAL

THE CITY COUNCIL WILL MOVE TO CLOSED SESSION

CLOSED SESSION AGENDA

A. CITY COUNCIL AS SUCCESSOR AGENCY

1. **CONFERENCE WITH REAL PROPERTY NEGOTIATOR** pursuant to Government Code Section 54956.8 (**T. Scott**)
Property Location Parcel Map 32932 Parcel 1, East of Van Fleet Avenue, south of East Palm Canyon
Negotiating Parties Cathedral City Redevelopment Agency and City Urban Revitalization Corporation
Property Owners City Urban Revitalization Corporation
Under Negotiations Property Negotiations

B. CITY COUNCIL:

2. **CONFERENCE WITH LEGAL COUNSEL REGARDING EXISTING LITIGATION** pursuant to Government Code Section 54956.9 (a) (**C. Green**)
Case name: The Grass Hopper Inc. v. City of Cathedral City
Case No.: Case No. RIC1212146
Court: California Superior Court for the County of Riverside
3. **CONFERENCE WITH LEGAL COUNSEL REGARDING EXISTING LITIGATION** pursuant to Government Code Section 54956.9 (a) (**C. Green**)
Case name: City of Cathedral City v. The Grass Hopper Inc., *et. al*
Case No.: INC1206440
Court: California Superior Court for the County of Riverside
4. **CONFERENCE WITH LEGAL COUNSEL REGARDING EXISTING LITIGATION** pursuant to Government Code Section 54956.9 (a) (**C. Green**)
Case name: City of Cathedral City v. TODAZE Remedy
Case No.: INC 1208741
Court: California Superior Court for the County of Riverside
5. **CITY COUNCIL – CONFERENCE WITH LEGAL COUNSEL REGARDING ANTICIPATED LITIGATION** item Pursuant to Government Code Section § 54956.9 subd. (b). (**C. Green**)
No. Potential Cases: 1
6. **CONFERENCE WITH LABOR NEGOTIATION** pursuant to Government Code Section 54957.6
Agency Negotiator **Tami Scott, Administrative Services Director**
Represented **1) Cathedral City Police Officers Association (CCPOA)**
Employees
7. **PUBLIC EMPLOYEE APPOINTMENT** pursuant to Government Code Section 54957
TITLE OF **CITY MANAGER**
POSITION:

RECESS

Following the Closed Session meeting, the Council will convene to the Council Chamber on the third floor for the Study Session and Regular Meeting.



**REGULAR MEETING OF THE CITY COUNCIL AND THE CITY COUNCIL SERVING AS THE
SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY BOARD**

**Council Chamber -- Third Floor of City Hall
68700 Avenida Lalo Guerrero
Cathedral City, CA 92234**

**STUDY SESSION
JANUARY 9, 2013, at approximately 5:30 p.m.
or at such time as the City Council completes the Closed Session Agenda.**

STUDY SESSION

CALL TO ORDER

ROLL CALL

PRESENTATION OF COLORS

Cathedral City High School Air Force Junior ROTC Honor Guard

PLEDGE OF ALLEGIANCE

INVOCATION

PRESENTATIONS AND PROCLAMATIONS

CATHEDRAL CITY HIGH SCHOOL STUDENT REPORTS

NONE

PUBLIC COMMENTS

*At this time, members of the public may address the City Council on any matter not listed on the agenda or any item on the Study Session agenda. Please complete a **'Request to Speak' form** and **limit your comments to three minutes**. When you are called to speak, please come forward and state your name and city of residence for the record.*

*In response to any public comment on an item or matter **not on this agenda**, pursuant to Government Code Section 54954.2, members of the City Council may only: **1)** respond briefly to statements made or questions posed by the public; **2)** ask a question for clarification; **3)** make a brief report on his or her own activities; **4)** provide a reference to staff or other resources for factual information; **5)** request staff to report to the City Council at a subsequent meeting concerning any matter raised by the public; or, **6)** direct staff to place a matter of business on a future agenda. (California Government Code Section 54954). Unless additional time is authorized by the City Council, **remarks shall be limited to three minutes**.*

STUDY SESSION AGENDA

Normally, no action is taken on Study Session items; however, the City Council reserves the right to give specific policy direction and take specific action as necessary. Presentations will be limited to 10 minutes unless other provisions are made in advance.

1. Receive and discuss a recommendation from the Public Arts Commission for an event, exhibition, and reception regarding the Cathedral City artist Agnes Pelton, and other proposed Spring Live Arts, events. **(A. Howe) (Pg. 1-2)**

2. City Council/Staff reports and inquiries of new or ongoing projects.

RECESS



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**Council Chamber -- Third Floor of City Hall
68700 Avenida Lalo Guerrero
Cathedral City, CA 92234**

**WEDNESDAY, JANUARY 9, 2013
6:30 p.m.**

CALL TO ORDER

PRESENTATIONS AND PROCLAMATIONS

Proclamation presented to Jennifer O'Farrell, Anti-Human Trafficking Director, Operation SafeHouse. **(COUNCIL)**

CLOSED SESSION ANNOUNCEMENTS

PUBLIC COMMENTS

*At this time, members of the public may address the City Council on any matter not listed on the agenda or any item on the Consent Agenda. Please complete a **'Request to Speak' form** and **limit your comments to three minutes**. When you are called to speak, please come forward and state your name and city of residence for the record.*

*In response to any public comment on an item or matter **not on this agenda**, pursuant to Government Code Section 54954.2, members of the City Council may only: **1)** respond briefly to statements made or questions posed by the public; **2)** ask a question for clarification; **3)** make a brief report on his or her own activities; **4)** provide a reference to staff or other resources for factual information; **5)** request staff to report back to the City Council at a subsequent meeting concerning any matter raised by the public; or, **6)** direct staff to place a matter of business on a future agenda. (California Government Code Section 54954). Unless additional time is authorized by the City Council, **remarks shall be limited to three minutes**.*

AGENDA FINALIZATION

At this time, the City Council may announce any items being pulled from the agenda or continued to another date.

URGENCY ITEMS

Urgency Items ("Added Starters"): The Brown Act, which governs public meetings, permits the City Council to take action on any item that does not appear on the agenda only if 2/3 of the Council (if all are present) or all members of the Council (if fewer than all members are present) determine there is a need to take immediate action on the item, and the need to take immediate action came to the City Council's attention after the agenda is posted.

COUNCIL COMMENTS

Council Members' comments on items not on the agenda.

COMMITTEE ASSIGNMENTS

See last page of Agenda Book

MINUTES

NONE

CONSENT AGENDA

All matters on the Consent Agenda are considered routine in nature and are expected to be enacted by one motion. Members of the public may comment on any item on the consent agenda. However, Council Members will not discuss individual items among themselves unless those items are pulled off the Consent Agenda by a Council Member.

A. COUNCIL/CITY COUNCIL AS SUCCESSOR AGENCY BOARD:

1. COUNCIL/CITY COUNCIL AS SUCCESSOR AGENCY BOARD. Receive and File payment of Claims and Demands in the aggregate sum of \$4,340,026 for the month of January 2013.

(T. Scott) (pg. 1-2)

2. COUNCIL. Adopt a Resolution of the City Council of the City of Cathedral City amending a previously adopted Resolution regarding the use of electronic devices during official meetings of the City Council. **(A. Hall) (Pg. 3-6)**

3. COUNCIL. Authorize approval to amend Joint Powers Agreement with Public Entity Risk Management Authority (PERMA) for the appointment of Treasurer. **(T. Scott) (Pg. 7-10)**

4. COUNCIL. Approve ratification of a Memorandum of Understanding (MOU) between the City of Cathedral City and the Cathedral City Police Officer Association. **(T. Scott) (Pg. 11)**

5. COUNCIL. Second reading and adoption of an Ordinance, reading by title only, to amend the Cathedral City Municipal Code, Section 8.24 intended to bring the Municipal Code into compliance with new Statewide Floodplain Management Regulations. **(B. Simons) (Pg. 12-43)**

6. COUNCIL. Authorize the Mayor to execute a Cooperative Agreement with Riverside County Flood Control and Water Conservation District for the construction of Palm Springs Line 43 and Lateral 43A. **(B. Simons) (Pg. 44-55)**

7. COUNCIL. Authorize the City Manager execute an agreement between the City of Cathedral City and Jewish Family Services Operator of Roy's Desert Resource Center for emergency shelter support through use of CDBG funds in the amount of \$51,500. **(B. Simons) (Pg. 56-83)**

8. COUNCIL. Adopt a Resolution of the City Council of the City of Cathedral City, California, authorizing the extension of the service fee collected on behalf of the Riverside County Abandoned Vehicle Abatement Service Authority until May 2024. **(K. Conner) (Pg. 84-88)**

MOTION FOR CONSENT AGENDA

PUBLIC HEARINGS

NONE

LEGISLATIVE ACTIONS

9. COUNCIL. Consider adopting a Resolution to receive and file the annual AB 1600 Development Fee Report Pursuant to Government Code Section 66006. **(T. Scott) (Pg. 89-92)**

- a. Report by Tami Scott, Administrative Services Director
- b. Open Public Hearing
- c. Close Public Hearing
- d. Recommendation: Adopt Resolution

COUNCIL REPORTS ON CITIZEN INQUIRIES AND CONCERNS

ADJOURNMENT

NOTES TO THE PUBLIC

Please remember: City Hall is closed for lunch 11:45am to 1:15pm. We are closed every Friday.

The next regularly scheduled meeting of the City Council/Successor Agency is scheduled for WEDNESDAY, JANUARY 23, 2013.

Agendas for Council meetings are posted at City Hall at least 72 hours before the meeting and on the Cathedral City Web site, www.cathedralcity.gov. The agenda is available for public inspection in the City Hall lobby or the City Clerk's office the Monday preceding the meeting. Any document or writing that relates to an agenda item on the open session of a City Council meeting that is not distributed at least 72 hours prior to the meeting is also available for public inspection in the City Hall lobby or the City Clerk's office.

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in a City meeting or other services offered by this City, please contact the City Clerk's Office at (760)770-0385. Assisted-listening devices are available at this meeting. Ask the City Clerk if you desire to use this device. Notification at least 48 hours prior to the meeting or the time when services are needed will assist city staff in assuring reasonable arrangements can be made to provide accessibility to the meeting or service.